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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lee, et al. Docket No.: TSM03-0587
Serial No: 10/657,616 Art Unit: 2813
Date Filed: September 8, 2003
Title: Semiconductor Structure having a Strained Region and a Method of Fabricating Same

PRELIMINARY AMENDMENT AND PROVISIONAL ELECTION

In response to Examiner's Restriction Requirement mailed February 14, 2005, Applicants herein amend claim 22, provisionally elect claims 22 – 38 for prosecution with traverse, and provide the below grounds for withdrawal of Examiner's restriction requirement.

03/18/2005 CPARIS 00000002 501065 10657616
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TSM03-0587
PAGE 2/17¹ RCVD AT 3/14/2005 2:40:26 PM [Eastern Standard Time]¹ SVR:USPTO-EFXRF-1/2¹ DNIS:8729306¹ CSID:9727329218¹ DURATION (mm:ss):03:32¹

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PATENT APPLICATION FEE DETERMINATION RECORD

December 8, 2004 Substitute for Form PTO-875

Application or Docket Number

101657616

CLAIMS AS FILED - PART I

(Column 1)		(Column 2)
FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =	*
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =	*
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

SMALL ENTITY

RATE	FEES
x \$.25 =	\$ 395
x 100 =	
+ 180 =	
TOTAL	

OTHER THAN SMALL ENTITY

RATE	FEES
x .50 =	\$ 790
x 100 =	
+ 360 =	
TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2.

3/14/05 CLAIMS AS AMENDED - PART II

(Column 1)		(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	* 59	Minus ** 59	=
Independent (37 CFR 1.16(b))	* 7	Minus *** 6	= 1
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

SMALL ENTITY

RATE	ADDITIONAL FEE
x \$.25 =	
x 100 =	
+ 180 =	
TOTAL ADD'L FEE	

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
x .50 =	
x 100 =	\$ 200
+ 360 =	
TOTAL ADD'L FEE	

(Column 1)		(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	*	Minus **	=
Independent (37 CFR 1.16(b))	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
x \$.25 =	
x 100 =	
+ 180 =	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
x .50 =	
x 100 =	
+ 360 =	
TOTAL ADD'L FEE	

(Column 1)		(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	*	Minus **	=
Independent (37 CFR 1.16(b))	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
x \$.25 =	
x 100 =	
+ 180 =	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
x .50 =	
x 100 =	
+ 360 =	
TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. This collection of information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. Any comments including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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